**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CIVIL APPELLATE JURISDICTION**

**FIRST APPEAL (ST.) NO. 12043 OF 2005**

IN

L.C. SUIT NO. 5862/2002

Smt. Ramdulari Punvasi Kahar & Ors. ..Appellants.

Versus

Sitaram Punvani Kahar & Ors. ..Respondents

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Shri J.J. Shah for the Appellants.

Shri J.J. Xavier for BMC.

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**CORAM : D. G. DESHPANDE,J.**

**DATE : 13TH JUNE, 2005**

**P.C. :**

1. Heard Advocate for the Appellants and the Respondents. Though the Appeal is not yet numbered, it is kept for admission.

2. Advocate for the Appellants was heard. He claims to have title to the suit stall in respect of

which he has filed a declaratory suit against the Respondents, who were issued a letter of re-allotment by the Corporation. Even though the Appellants are claiming right, title and interest in the suit stall, they do not have even a single document to show that the Municipal Corporation has allotted the suit stall to them. There was absolutely no basis to challenge the re-allotment. The suit was rightly dismissed. No interference is called for. The appeal is dismissed.

13.06.2005 (D.G. DESHPANDE,J.)

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